

### **REMARKS/ARGUMENTS**

Applicant would like to thank the Examiner for the careful consideration given the present application. The application has been carefully reviewed in light of the Office action, and amended as necessary to more clearly and particularly describe the subject matter which applicant regards as the invention.

Claims 10, 17, 21, 29, 32, 38, 39, and 43 have been amended due to formal matter errors. Claims 35 and 44 have been amended to more clearly point out and claim the invention. Claims 36 and 37 have been rewritten in independent form.

Applicant thanks the examiner for the indication that claims 1-34 and 38-43 are in condition for allowance.

Claims 36 and 37 are objected to as being dependent upon a rejected base claim. Claims 36 and 37 have been rewritten in independent form including all of the limitations of the base claim. Therefore, claims 36-37 are in condition for allowance.

Claims 35 and 44 stand rejected under 35 U.S.C. 102(e) as being anticipated by Kambe et al. (U.S. Patent No. 6,487,305 B2). Claims 35 and 44 have been amended. For at least the following reasons, the examiner's rejection is respectfully traversed.

Kambe does not disclose or teach "means for determining position of nodes representing the target road section on the digital map at the receiving side based on the position information on the digital map at the transmitting side" as recited in claim 35 and "identifying plural points on the digital map at the receiving side with reference to the location information on the digital map at the transmitting side" as recited in claim 44.

Kambe only discloses a method of generating and providing a deformed map. In Kambe, a map generating apparatus generates deformed map data and provides this deformed map data

to a receiving side. Kambe does not disclose or teach that the receiving side has its own digital map.

Since the Kambe receiving side does not have its own digital map, Kambe only teaches that the receiving side *merely reproduces* the provided map data *without using* a digital map at the receiving side. Therefore, Kambe fails to teach determining the position of nodes on a receiving side digital map based on the position information from a transmitting side digital map as in claim 35. Kambe also fails to teach identifying points on a receiving side digital map based on the position information from a transmitting side digital map as in claim 44. Thus, Kambe does not disclose or teach all the elements of the claimed invention.

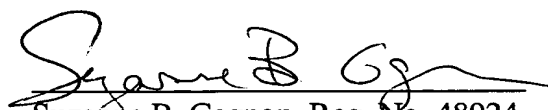
In light of the foregoing, it is respectfully submitted that the present application is in a condition for allowance and notice to that effect is hereby requested. If it is determined that the application is not in a condition for allowance, the Examiner is invited to initiate a telephone interview with the undersigned attorney to expedite prosecution of the present application.

If there are any additional fees resulting from this communication, please charge same to our Deposit Account No. 16-0820, our Order No. 34825US1.

Respectfully submitted,

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